

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

April 11, 2014

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

PSF No.: 14OD-057

OAHU

Issuance of Construction Right-of-Entry Permit to Department of Transportation  
For Highway Improvements Purposes, Waimanalo, Koolauapoko, Oahu, Tax Map  
Keys: (1) 4-1-013: portions of 022 and 032, and Tax Map Key: (1) 4-1-018:  
portion of 052.

APPLICANT:

Department of Transportation-Highways Division.

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Waimanalo, Koolauapoko, Oahu, identified by  
Tax Map Keys: (1) 4-1-013:portions of 022 and 032 and Tax Map Key: (1) 4-1-018:  
portion of 052, as shown on the attached maps labeled Exhibit A-1 and A-2.

AREA:

|                      |   |
|----------------------|---|
| TMK: (1) 4-1-013:022 | 0.055 acre, more or less                |
| TMK: (1) 4-1-013:032 | 0.004 acre, more or less                |
| TMK: (1) 4-1-018:052 | 0.017 acre and 0.081 acre, more or less |

ZONING:

TMK: (1) 4-1-013:022 (Portion)

State Land Use District: Urban  
City & County of Honolulu LUO AG-2

TMK: (1) 4-1-013:032 (Portion)

State Land Use District: Urban  
City & County of Honolulu LUO AG-2

TMK: (1) 4-1-018:052 (Portion)

State Land Use District: Urban

City & County of Honolulu LUO Country

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

TMK: (1) 4-1-013:022 (Portion)

Encumbered by Revocable Permit No. S-7605, Hawaiian Electric Company, Permittee, for utility purposes. Permit is month- to- month basis.

Encumbered by Revocable Permit No. S-7469, Cheryl McConnell, Permittee, for pasture and horse stabling purposes. Permit is month- to- month basis.

TMK: (1) 4-1-013:032 (Portion)

Encumbered by General Lease No. S-5620, Heine and Gladys Aruda, Lessees, for pasture and equestrian purposes. Lease to expire on June 29, 2036.

TMK: (1) 4-1-018:052 (Portion)

Encumbered by General Lease No. S-5493, Gavin and Janice Yamada, Lessees, for diversified agriculture purposes. Lease to expire on June 14, 2031.

CHARACTER OF USE:

Kalanianaʻole Highway Improvements, Phase I, Federal Aid Project No. NH-072-1(53).

TERM OF RIGHT-OF-ENTRY:

Six (6) months commencing from August 2014. (Construction funding appropriation is to be requested for state fiscal year 2014.)

CONSIDERATION:

Gratis.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The Final Environmental Assessment for the subject project was published in the OEQC's Environmental Notice on April 8, 2007, with a finding of no significant impact (FONSI). The Record of Decision was approved by the Federal Highway Administration on February 23, 2007.

DCCA VERIFICATION:

Not applicable. Applicant is a government agency.

APPLICANT REQUIREMENTS:

None

REMARKS:

The State of Hawaii, Department of Transportation (DOT), Highways Division, proposes improvements on Kalanianaʻole Highway (Federal Aid Project No. NH-072-1(53), situated at Waimanalo, Koolauoko, Oahu, involving Tax Map Keys: (1) 4-1-013: portion of parcel 22 consisting of .055 acre, portion of parcel 32 consisting of 0.004 acre and Tax Map Key: (1) 4-1-018: portion of parcel 52 consisting of 0.017 acre and 0.081 acre.

The project includes road widening to provide a two-way left turn lane, left turn pockets, paved shoulders, sidewalks and an equestrian path. Other improvements involved with this project include electrical relocation, safety, and drainage improvements to Kalanianaʻole Highway. According to DOT, none of the proposed improvement works will result in any taking of the lands under lease /permit mentioned above.

By letter dated February 20, 2014, DOT Highways Division is requesting a temporary construction right-of-way permit for this project, which will take approximately six (6) months from the projected construction date in August 2014 in connection with the construction of the proposed highway project (Federal Aid Project No. NH-072-1-(53)) mentioned above.

No government agency or community comments were solicited, as there will be no new land disposition or change in land use. Comments from various government agencies were mentioned in the Final Environmental Assessment for the subject project which was published in OEQC's Environmental Notice on April 8, 2007.

DOT's Project Manager has sent out letters to the tenants of the above subject properties to inform them of the above work which would take place within their leased properties during the month of August 2014, of which there were no objections.

This right-of-entry will be gratis as this is a government-sponsored project. Staff request that the Chairperson be authorized to issue term extensions of the subject right-of-entry, should the need arise.

RECOMMENDATION: That the Board

1. Authorize the issuance of a right-of-entry permit to the Department of Transportation-Highways Division, covering the subject area under the terms and

conditions cited above, which are by this reference incorporated herein and further subject to the following:

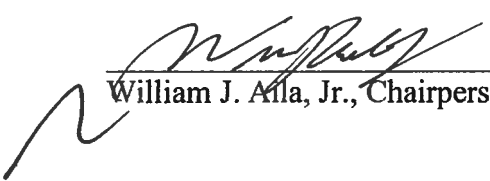
- A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
- B. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
- C. Authorize the Chairperson to issue term extension of the subject right-of-entry, should the need arise.

Respectfully Submitted,

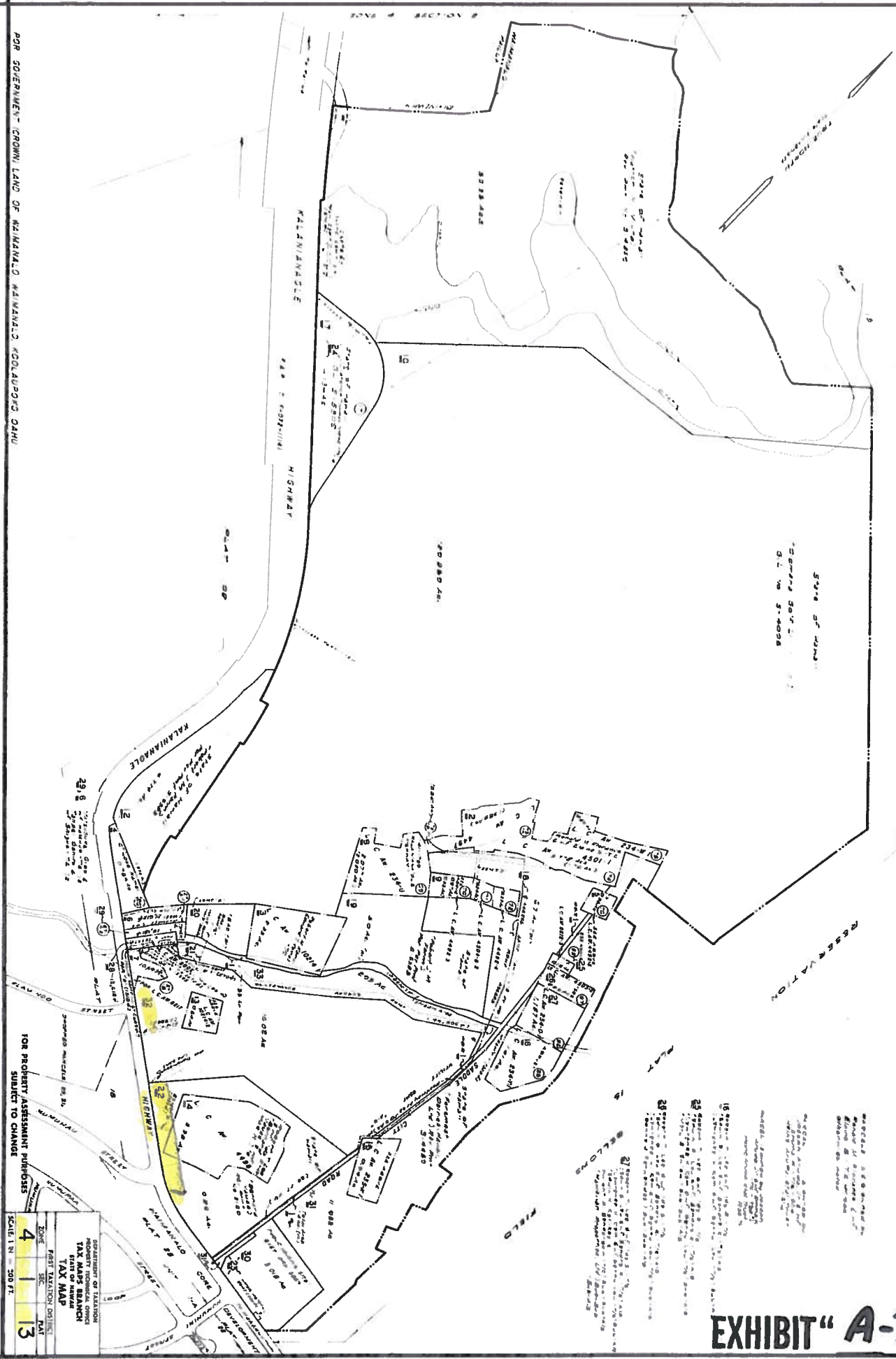


Steve Lau  
Land Agent

APPROVED FOR SUBMITTAL:

  
\_\_\_\_\_  
William J. Alla, Jr., Chairperson

FOR GOVERNMENT (CROWN) LAND OF KALAMANDLO KALAMANDLO COLLEGE OF DANU

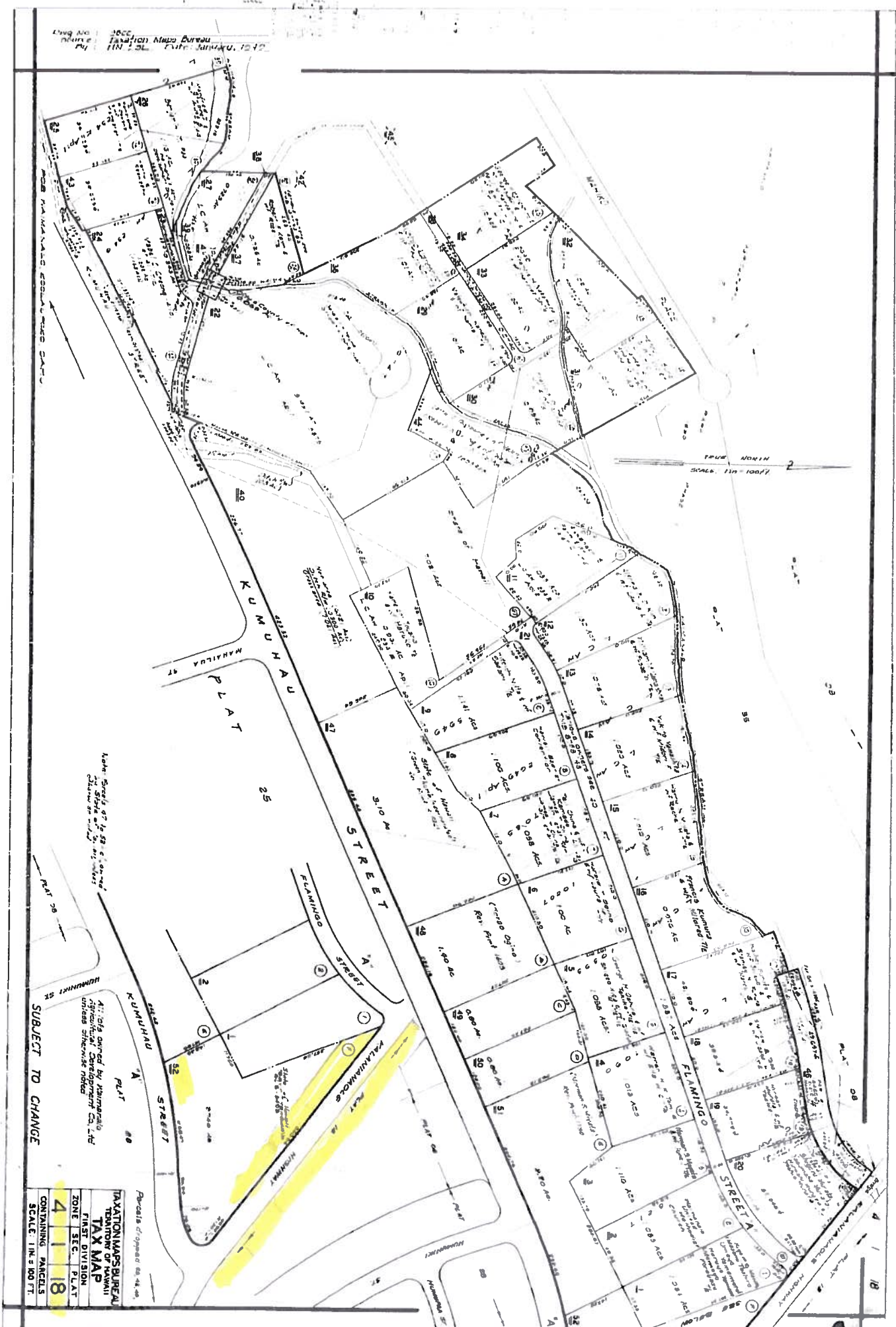


FOR PROPERTY ASSESSMENT PURPOSES  
SUBJECT TO CHANGE

| DEPARTMENT OF LAND AND NATURAL RESOURCES<br>PROPERTY TAXATION DIVISION<br>LAND TAX MAP |      |     |      |
|--|------|-----|------|
| ZONE   | SEC. | TAX | DATE |
| 4  | 1    | 13  |      |
| SCALE 1 IN = 200 FT.   |      |     |      |

EXHIBIT "A-1"





SUBJECT TO CHANGE

| TAXATION MAPS BUREAU<br>TERRITORY OF HAWAII<br>TAX MAP |      |      |
|--|------|------|
| FIRST DIVISION   |      |      |
| ZONE   | SEC. | PLAT |
| 4  | 1    | 18   |
| CONTAINING PARCELS                                     |      |      |
| SCALE: 1 IN. = 100 FT.                                 |      |      |